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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/667,563	09/22/2003	Satoshi Suzuki	1300-000004	9966
27572	7590	12/07/2005	EXAMINER	
HARNESS, DICKEY & PIERCE, P.L.C.				THOMPSON, CAMIE S
P.O. BOX 828				ART UNIT
BLOOMFIELD HILLS, MI 48303				PAPER NUMBER
				1774

DATE MAILED: 12/07/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/667,563	SUZUKI, SATOSHI	
	Examiner Camie S. Thompson	Art Unit 1774	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

1) Responsive to communication(s) filed on Amendment filed September 20, 2005.

2a) This action is FINAL.                            2b) This action is non-final.

3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

4) Claim(s) 1-7 is/are pending in the application.

4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5) Claim(s) \_\_\_\_\_ is/are allowed.

6) Claim(s) 1,2 and 4-7 is/are rejected.

7) Claim(s) 3 is/are objected to.

8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

9) The specification is objected to by the Examiner.

10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) All    b) Some \* c) None of:

1. Certified copies of the priority documents have been received.

2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.

3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

1) Notice of References Cited (PTO-892)

2) Notice of Draftsperson's Patent Drawing Review (PTO-948)

3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_.

4) Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.

5) Notice of Informal Patent Application (PTO-152)

6) Other: \_\_\_\_\_.

## **DETAILED ACTION**

1. Applicant's amendment and accompanying remarks filed September 20, 2005 have been acknowledged.
2. Examiner acknowledges amended claim 1.
3. The objection to the specification is withdrawn due to applicant's submission of a new abstract.
4. The rejection of claims 1-7 under 35 U.S.C. 112, second paragraph is withdrawn due to applicant's amended claim 1.
5. The rejection of claims 1-2 under 35 U.S.C. 102(a) as being anticipated by JP 2002-284862 is withdrawn due to applicant's submission of the translation of the foreign priority document.

### ***Claim Rejections - 35 USC § 102***

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

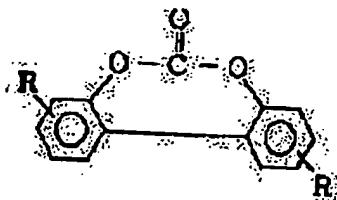
A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

7. Claim 1 is rejected under 35 U.S.C. 102(b) as being anticipated by JP 06-106801.

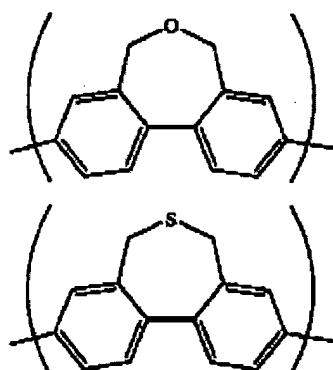
The Japanese reference discloses an aromatic polycarbonate (formula II) that reads on the instant claims



Additionally, the reference discloses that formula II is a polymeric material (see paragraph 0021). When the substituents are C<sub>1-5</sub> alkyl, the cyclic carbonate of the Japanese can have an average molecular weight of 10<sup>3</sup> to 10<sup>8</sup>.

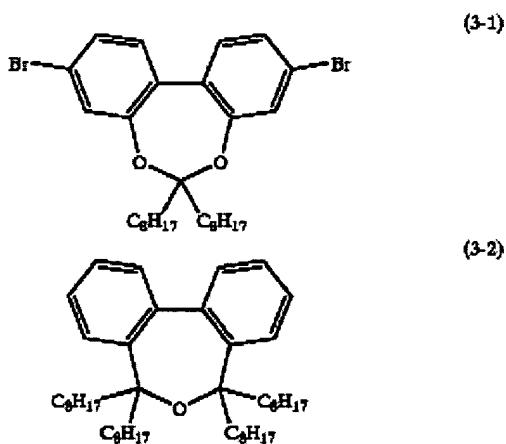
8. Claims 1-2 and 4-7 are rejected under 35 U.S.C. 102(e) as being anticipated by Holmes et al., U.S. Patent Number 6,949,291.

Holmes discloses a thin-film LED optical device comprising a substrate, two opposing electrodes (anode and cathode), and at least one semi-conductive polymer (see Figure 5). The reference reads on the polymeric fluorescent substance of the present invention when the structure can



when m is zero and R<sup>1</sup>-R<sup>6</sup> can be hydrogen (see reference claim 10). Figure 5 of the reference discloses a compound (PEDT:PSS) that has hole transport and electron transport properties as per the instant claims.

9. Claim 3 is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. The prior art does not provide for a process for producing the polymeric fluorescent substance, wherein said monomer represented by formula (2) is a compound represented by formula (3-1) or (3-2):



***Response to Arguments***

10. Applicant's arguments filed September 20, 2005 have been fully considered but they are not persuasive. Applicant argues that formula (II) of JP 06-106801 includes two R units and does not read on the instant invention. The present invention recites substituents R<sup>1</sup>-R<sup>6</sup> that can be hydrogen atom. The R group of the Japanese reference can be substituted anywhere on the phenyl ring (s). Additionally, the R group of the Japanese reference can be hydrogen as well as the substituents in the instant invention. The rejection is maintained.

Any inquiry concerning this communication or earlier communication from the examiner should be directed to Camie S. Thompson whose telephone number is (571) 272-1530. The examiner can normally be reached on Monday through Friday from 7:30 am to 4:00 pm. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Rena L Dye, can be reached at (571) 272-3186. The fax phone number for the Group is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
RENA DYE  
SUPERVISORY PATENT EXAMINER  
A.U. 1774 12/5/05